

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Oron, et al.	Customer No. 27498
Appln No. Serial No. 10/767,218	Atty Docket No. 009584/0307530
Filing Date: January 28, 2004	Client Ref: AFC-009
Title: Method and System for ATM Virtual Circuit Numbering	Date: August 26, 2004

CERTIFICATE OF FAX TRANSMISSION
37 C.F.R. §1.8(a)

Fax No. 703-305-4257, Office of Petitions

I hereby certify that this communication and any attachments are being transmitted via facsimile to the fax number above, addressed to Commissioner for Patents, P. O. Box 1450, Alexandria VA on August 26, 2004


Kathleen M. Smith

RECEIVED

AUG 26 2004

OFFICE OF PETITIONS

MAIL STOP: MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450RESUBMISSION OF PETITION TO CORRECT FILING DATEREQUEST FOR DEPOSIT ACCOUNT CREDIT FOR DUPLICATE CHARGES

This submission is in response to the PTO "Response to Request for Corrected Filing Receipt" mailed August 18, 2004, a copy of which is enclosed (Attachment No. 1).

Applicants resubmit their Petition to Correct Filing Date (Attachment No. 2) originally mailed July 8, 2004, with a copy of the patent application transmittal and express mail label stamped January 28, 2004.

The August 18, 2004 PTO communication incorrectly indicates that (a) a copy of the Express Mail label was not enclosed and (b) a petition fee is needed. To the contrary, a copy of the Express Mail Receipt was attached to Applicant's petition, resubmitted herewith.

The August 18, 2004 PTO communication also incorrectly states that a petition fee is needed. The Patent Office has now charged counsel's deposit account twice for the same \$130 petition fee, once on July 15, 2004 and a second time on August 26, 2004, as shown below:


Date	Sequence	Posting Ref.	Atty Docket	Fee Code	Amount
07/15	12	10767218	009584-0307530	1460	\$130
08/26	10	10767218	009584-0307530	1460	\$130

Applicants renew their petition to correct the Filing Date from January 29, 2004 to **January 28, 2004** necessitated by Patent Office error and request a Corrected Filing Receipt.

Since two petition fees have already been paid, Counsel requests that the Commissioner credit deposit account 50-2213 for one petition fee in the amount of \$130, as a result of charging duplicate petition fees for the same petition.

Dated: August 26, 2004

PILLSBURY WINTHROP LLP



David A. Jakobson, Reg. No. 32,995

REPLY TO Customer No. 27498
650-233-4790



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/767,218	01/29/2004	Moshe Oron	009584-0307530

27498
 PILLSBURY WINTHROP LLP
 2475 HANOVER STREET
 PALO ALTO, CA 94304-1114

CONFIRMATION NO. 2595



OC000000013572809

Date Mailed: 08/18/2004

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

AUG 26 2004

Application Filing Date

OFFICE OF PETITIONS

In response to your request for a corrected Filing Receipt, the Office cannot comply with your request because:

- ☐ If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, a petition to accord a filing date should be submitted along with a copy of the Express Mail label showing the "date in" and be directed to the Office of Petitions.
- ☒ A copy of the Express Mail label was not enclosed with your request. Petitions under 37 CFR 1.10 require a copy of the Express Mail Label to be submitted.
- ☐ The "date in" on the Express Mail label is the date given on the Filing Receipt.
- ☐ The filing date accorded to the application is the date the application met the filing date requirements of 37 CFR 1.53(b) or (c).
- ☐ Applications submitted with a certificate of mailing under 37 CFR 1.8 are accorded a filing date as of the date the application is received in the U.S. Patent and Trademark Office. A request to review the filing date accorded to the application must be in the form of a petition.
- ☐ The filing date on your return postcard is the same as the date on your Filing Receipt. A request to review the filing date accorded to the application must be in the form of a petition.

A petition under 37 CFR 1.10, 37 CFR 1.53 or 37 CFR 1.182 is needed to request a change to the filing date. A \$130 petition fee is required for a petition under 1.53 or 1.182. If you choose to file a petition, the petition and the \$130 petition fee, if any, to:

Box DAC

ATTACHMENT NO. 1

Commissioner for Patents
Washington, DC 20231

A handwritten signature in dark ink, appearing to be 'J. M. S.', is written over a horizontal line.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Oron, et al.	Customer No. 27498
Appln No. Serial No. 10/767,218	Atty Docket No. 009584/0307530
Filing Date: January 28, 2004	Client Ref: AFC-009
Title: Method and System for ATM Virtual Circuit Numbering	Date: July 8, 2004

CERTIFICATE OF MAILING
Date of Deposit: **July 8, 2004**

I hereby certify that this paper and attachments identified below are being deposited with the United States Postal Service with first class postage prepaid, addressed to Mail Stop MISSING PARTS, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated above.

By: 

Kathleen M. Smith

MAIL STOP: MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

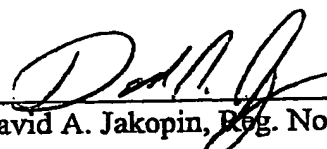
RECEIVED**AUG 26 2004****OFFICE OF PETITIONS****PETITION TO CORRECT FILING DATE**

Applicants petition to correct the Filing Date from January 29, 2004 to **January 28, 2004**. The incorrect filing date appearing on the Filing Receipt is due to Patent Office error.

The patent application transmittal with Certificate of Express Mailing upon which Applicants rely is dated and signed **January 28, 2004** and the Express Mail Label bears a stamp showing the mailing date was **January 28, 2004**, copies of which are attached.

Applicants request a Corrected Filing Receipt with a filing date of **January 28, 2004**.

Applicants request that the \$130 petition fee be waived, since the mistake is due to Patent Office error. Nevertheless, the Commissioner is authorized to charge Deposit Account 50-2213 (Order No. 009584-0307530) for the requisite \$130 petition fee. Should the fee be assessed, Applicant will file a Request for Refund.

PILLSBURY WINTHROP LLP
David A. Jakopin, Reg. No. 32,995**REPLY TO Customer No. 27498****ATTACHMENT NO. 2**